

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 26TH DECEMBER 2006 / 5TH POUSHA 1928

Bail Appl..No. 7464 of 2006()

CRLMP.3646/2006 of J.M.F.C.-I, PERINTHALMANNA
CRIME NO.723/06 OF PERINTHALMANNA POLICE STATION.
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: PETITIONER

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1. ABDUL NAZAR KUNJANI, S/O.MOIDEEN,
MUTHUKUTTI, THAZHEKKODE, MALAPPURAM DT.
 2. THAJUDHEEN, S/O.SAIDU,
THIRUVALAPPATTA, MALAPPURAM.

BY ADV. SRI.M.SHAJU PURUSHOTHAMAN
SRI.K.S.RAJESH

RESPONDENTS:

STATE OF KERALA, REP. BY THE PUBLIC
PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM REPRESENTING THE S.I. OF POLICE,
PERINTHALMANNA.

BY PUBLIC PROSECUTOR SHRI K.S.SIVAKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 26/12/2006, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. RAMKUMAR, J.

BAIL APPLICATION NO.7464 OF 2006

DATED THIS THE 26TH DAY OF DECEMBER, 2006

ORDER

In this Petition filed under Sec. 439 Cr.P.C. the petitioners who are accused Nos.1 and 2 in Crime No.723/06 of Perinthalmanna Police Station for offences punishable under Sections 366, 376(g) and section 3(2) (v) of the SC & ST (PA) Act, seek their enlargement on bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioners and the other circumstances of the case etc., I am inclined to grant bail to the petitioners with effect from 8.1.2007. Accordingly, the petitioners are directed to be released on bail with effect from 8.1.2007 on each of them executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M.-I, Perinthalmanna and subject to the following conditions:

1. The petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the Police, till the filing of the final report.

3. The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

4. The petitioners shall not commit any offence while on bail.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

dsn